



10-07-02

1647

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
(Case No. 435 US)

In the Application of: Grace Wong)
Serial No: 09/854,434) Examiner: Spector, L.
Filing Date: May 11, 2001) Group Art Unit: 1647
For: Follicle Stimulating Hormone Stimulated)
Genes and Uses Thereof)

#5
M.G.
10/9/02

RESPONSE TO THE OFFICE ACTION MAILED SEPTEMBER 4, 2002

Box Non-Fee Amendment
Asst. Commissioner for Patents
Washington, D.C. 20231

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Dear Sir:

Please consider the following remarks made in response to the Office Action mailed September 4, 2002.

REMARKS

The Examiner has issued a restriction requirement citing that the "methods of Invention I, II and III are separated and distinct, wherein each has different starting and ending points, includes different method steps, and uses or produces distinct products or results. Accordingly, each requires a separate search, and restriction is proper."

In addition, the Examiner maintains that a further restriction is required in that one specific gene be elected from the 374 genes listed in Tables 1-3.

Applicant provisionally elects Group 1 with traverse.